

**SAGUACHE COUNTY BOARD OF COMMISSIONERS**  
**REGULAR SESSION MEETING**  
**9:00 A.M. TUESDAY, FEBRUARY 17, 2015**

**MINUTES**

**I. CALL TO ORDER**

The meeting was called to order by Board Chair Ken Anderson at 9:01 a.m., with the following members present:

Ken Anderson, Chair  
Jason Anderson, Vice Chair  
Timothy Lovato, Commissioner  
Lyn Lambert, Co-Administrator  
Wendi Maez, Co-Administrator  
Ben Gibbons, County Attorney

**II. ADDITIONS/DELETIONS TO AGENDA**

**MOTION BY COMMISSIONER JASON ANDERSON TO APPROVE THE AGENDA AS PRESENTED**

**SECOND BY COMMISSIONER LOVATO**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

**III. INTRODUCTION OF GUESTS**

Mark Schupp	Randy Mayer	Cindy Mayer	Jeff Shook
Chason Geister	D. Celas	Rebie Hazard	Atarles Martens
Daria Martens	Jade Martens	Jarrah Martens	Stella Martens
Kimberly Bryant – SLV Public Health Partnerships	Mike Spearman		Linda Warsh
Janet Nelson-Cox	Nick Chambers		

**IV. READING AND APPROVAL OF MINUTES – January 9, 2015 & January 27, 2015**

**MOTION BY COMMISSIONER JASON ANDERSON TO APPROVE THE PUBLIC HEARING MINUTES OF JANUARY 9, 2015 AS AMENDED**

**SECOND BY COMMISSIONER LOVATO**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

**MOTION BY COMMISSIONER JASON ANDRESON TO APPROVE THE REGULAR MEETING MINUTES OF JANUARY 27, 2015 AS AMENDED  
SECOND BY COMMISSIONER LOVATO  
VOTES IN FAVOR: 3 VOTES AGAINST: 0  
MOTION CARRIED**

**V. REVIEW OF MAIL AND OTHER CORRESPONDENCE**

1. **The GOCO Great Outdoors Colorado** annual 2014 report was received. (2/10/15)
2. **The San Luis Valley Newsletter**, February 2015 was received. (2/04/15)
3. **Kenny D. Smith** sent a letter requesting Dave Warsh be appointed to the Rio Grande Water Conservation Board. (2/5/15)
4. **Michael R. Horan** sent a letter requesting Road and Bridge stop removing willow trees on County Rd UX60, and instead begin removing the noxious ragweed around Saguache County. (2/5/15)
5. **Paul Tigan, SLV Assistant Office Manager for the BLM** sent a letter requesting comment on a draft environment assessment evaluating an application submitted by Xcel Energy for the rebuilding of three existing transmission lines located in the San Luis Valley. (2/11/15)
6. **Michael D. Wisdom**, Executive Director, sent the San Luis Valley Council of Governments 2014 Annual Report. (2/09/15)
7. **The State of Colorado Div. of Reclamation, Mining and Safety** sent the tentative agenda for Thursday, February 19, 2015. (2/10/15)
8. **The Town of Saguache** sent a 2015 Saguache Community Building & Park Usage Survey. (2/13/15)
9. **Steven Vandiver**, General Manager sent a letter stating Peggy Godfrey is up for reappointment for a 3 year term to the Rio Grande Water Conservation District. (2/12/15)

**VI. INTRODUCTION OF GUESTS**

Sandia Belgrade – Crestone

**VII. MIKE & JEANNIE NORRIS**

1. Presentation to Norris' for all of their years of service.

**VIII. COMMISSIONERS REPORT**

**Commissioner Ken Anderson:**

1. February 3 – Meeting with the Saguache Town Board to discuss how the County and Town can better work together.
2. February 9 - Spoke with Clerk & Recorder Carla Gomez and Department of Social Services Director Linda Warsh about Staci Burkhart continuing to be the acting Secretary to the BoCC.
3. February 10 – Attended the BoCC Work Session for the Strategic Plan
4. February 12 – Audit meeting for Seniors
5. February 13 – New CDOT State Director Shailen Bhatt – discussed Hwy 50 around Sargents, Hwy 112 and 285, suggested refuge use Hwy 112 to get to Hwy 17 from Hwy 285, Hwy 285 from the "Cuts to the Town of Saguache".



6. February 16 – Attended the Democratic meeting at Road & Bridge.

**Commissioner Jason Anderson:**

1. February 3 - Met with Saguache Town Board, discussed how the Town and the County could work together.
  2. February 4 - Met with Mark Talbot to discuss last details that need to be finished to bring the new County website on-line. A correct Department directory, frequently asked questions, and a review from the Commissioners are the areas Mr. Talbot feels need to be addressed. Mr. Talbot also feels the Amber Torres has all the skills necessary to finish the project. A start-up date of March 1st was agreed upon. Wendy Maze has sent out a final request to Department Heads for last information.
  3. February 4 - Met with Eric Frey about his intention to open a fine machine shop in Saguache. He was questioning what opportunities were available. I told him about our information on the Aerospace Industry and referred to the SLVDRG. If he needs more information he will contact us.
  4. February 5 - Attended the SLV Great Outdoors meeting to discuss the Rio Grande National Forrest upcoming planning sessions.
  5. February 5 - Had coffee with Sheriff Dan Warwick to discuss issues in the Crestone area, the jail, and budget concerns.
  6. February 9 - Attended Commissioner Office hours in Crestone Colorado. Met with Mark Talbot, the Crestone Search and Rescue and Karina Danforth about a Sales Tax Grant application.
  7. February 10 - Attended the Commissioner's Work Session on the County Strategic Plan.
  8. February 11 - Met with Eric Tauer to discuss the Water Exchange proposal.
  9. February 12 - Attended the CCI Steering Committee meetings on Public Safety, General Government, Economic Development, Taxation and Finance, and Transport and Telecommunications.
- Legislation of note for this day:
- HB 15-1204** - Distillery Alcohol License
- HB15-1157** - Working Group for Economic Development in distressed Regions
- HB15-1177** - Rural Economic Development Initiative Grant Program
- HB 15-1007** - Local Government Retail Marijuana Tax
- HB15-1014** - Biannual registration for seasonal farm motor vehicles
10. February 13 - Attended CCI Steering Committee meetings on Health and Human Services, Agriculture, Wildlife and Rural Affairs, Land Use and Natural Resources and Public Lands.

Legislation of note this day:

**HB 15-1033** - Strategic Planning Group on aging

**HB 15-1079** - Teen Pregnancy Dropout Prevention Program funding.

**SB 15-044** - Electric Renewable Energy Standard Reduction.

**SB15-046** - Renewable Energy Standard Adjustment of Distributed Generation.

**SB 15-114** - No County Eminent Domain for Open Space.

Of note - There is a bill proposal supported by the Farmers Union concerning a temporary tax deduction for leasing an agricultural asset to an eligible beginning farmer or rancher.

Senator Bennett (D. Colo) has introduced a bill to restore mandatory funding for PILT, and restore SRS funding to 2011 levels (360 million). Jarrod Biggs from DOLA reported that with the forest payment reverting to the 25% formula Counties will need to give all the funds (100%) to either Road and Bridge, or Schools. He also noted that the funds given to Road and Bridge counts against PILT.

**Commissioner Timothy Lovato:**

1. February 9 – Attended the Saguache County Prevention Partners Coalition meeting in Crestone. Topics of discussion were funding sources, upcoming grants to apply for, reports from the schools that were in attendance on surveys that had been taken previously and scheduling of the next meeting.
2. February 10 – Attended the BoCC Work Session on the Strategic Plan.
3. February 12 – Received a call from Eric Glenn, (Cattleman's Land Trust) on a meeting of the land owners that have conservation easements along Saguache Creek, pertaining to the proposed Sub-district #5.
4. February 13 – Received a call from Gene Hollenbeck regarding the gate/cattle guard situation and requested that I visit the location.
5. February 16 – Spoke with Terry Freel about the Landfill.

**BREAK**

**IX. CO-ADMINISTRATOR REPORT- WENDI MAEZ & LYN LAMBERT**

1. Review and discuss possibly moving payroll account from Community Banks to 1<sup>st</sup> Southwest Banks.

**MOTION BY COMMISSIONER LOVATO TO APPROVE MOVING PAYROLL ACCOUNT FROM COMMUNITY BANKS OF COLORADO TO FIRST SOUTHWEST BANK  
SECOND BY COMMISSIONER JASON ANDERSON  
VOTES IN FAVOR: 3 VOTES AGAINST: 0  
MOTION CARRIED**

2. Decision on IT Support for Saguache County.

**MOTION BY COMMISSIONER JASON ANDERSON TO ACCEPT THE OFFER FROM WSB FOR IT SUPPORT FOR SAGUACHE COUNTY  
SECOND BY COMMISSIONER LOVATO  
VOTES IN FAVOR: 3 VOTES AGAINST: 0  
MOTION CARRIED**

COMMISSIONER JASON ANDERSON WOULD LIKE TO SUPPORT LOCAL BUSINESS BUT BUDGET WILL NOT ALLOW FOR THE INCREASE OF FEES AT THIS TIME

3. Presented, reviewed, approved, and signed Veteran's report for January 2015.
4. Board would like to start with the 1<sup>st</sup> and 3<sup>rd</sup> policies at the work session on March 10, 2015.
5. Cell Phones – the cost per month for each cell phone will be about \$50, we will need to purchase new phones run anywhere from free to about \$100. Need to know what type of phone BoCC would like us to purchase to get the process started.
6. BoCC will be answering Strategic Plan questions at the March 10<sup>th</sup> Work Session, directed Admin. to change agenda and post on website.

**X. LAND USE ADMINISTRATOR- WENDI MAEZ**

1. Diamond Way Buddhism, Conditional Use yearly review, Saguache Peak Ranch, Lots 1-5. Saguache County Planning Commission conducted their yearly review on January 29, 2015.  
**Chasen Geister** - gave an update on the last year of the CUP  
**Randy Mayer** - gave an update on the Road



**Kenneth Skoglund** - contracted to work on road, he took the road down 5 inches and now the road is down to water level. Needs to be stopped NOW, before summer comes and there is a lot of traffic.

**Commissioner Ken Anderson** – Skoglund worked with BLM on the BLM road. Leon Montoya was at the road when Skoglund did the work.

**Randy Mayer** – lack of access to public roads, streets in Saguache County.

**Rebie Hazard** – SCPC member that voted no to the motion, her NO vote was done basically on the wording of the motion. Road below grade in many places.

**Cindy Mayer** – concern Anne stopped the meeting should she have a vote and the SCPC gave her the ability to vote. Paperwork lack of right of way to their subdivision.

**Commissioner Jason Anderson** - did walk road – road disappeared – road wasn't present when he walked over the hill to the east.

**Commissioner Lovato** – has done some snow removal. Diamond Way has tried to drive road that Mayers' are talking about.

**Commissioner Ken Anderson** – asked Attorney Gibbons his opinion – homeowners voting is not the county's concerns. Conditions - if board feels conditions are not being met then the board has the right to remove the CUP, modify conditions or leave it as it stands.

**Chasen Geister** – most amount of people on property is 25 in 2014. Cistern for fire protection on the property at this time.

Commissioner Jason Anderson - condition on the road right now.

**Chasen Geister** - has 4-wheel drive and his vehicle can cross the road.

**Cindy Mayer** – this group has followers all over the Earth – ranchers understand gates. This group cannot get a handle on the gates.

**Commissioner Ken Anderson** - surprising how many people will not close the gate.

**Attorney Gibbons** - suggested that the BOCC review the info presented and discuss at the March work session.

**Commissioner Jason Anderson** - asked Mr. Mayer what it would take to fix the road – Mr. Mayer there is no way of fixing the road permanently because there is no proper drainage – on culverts – commercial traffic will make it worse. BOCC will discuss at the March 10<sup>th</sup> work session in the afternoon.

**Wendi Maez** will research ownership of the property.

## **XI. COUNTY ATTORNEY- BEN GIBBONS**

## **XII. SHERIFF'S REPORT – DAN WARWICK**

### **1. Criminal Calls for Service that generated reports: 32**

Criminal Mischief – 2	Sex Assault – 1	Warrant Arrest – 3
Harassment – 4	Death- 1	Theft – 4
Burglary – 3	Domestic Violence – 1	Calls for attempted suicide – 2
Traffic – 2	Menacing – 1	False Reporting – 1
Agency Assist – 2	Trespass – 1	Fraud – 1
Other incidents – 2	intoxicated person - 1	
Traffic citations issued – 21		

-This does not include any traffic citations or cases within the Town of Saguache.

-Regular security checks and patrolling

2. Average number of inmates housed through the year so far – 15. As of 02/13/2015 there were 11 inmates including the 1 work release and 1 weekend's inmates. Have 2 additional inmates that are housed in other facilities, 1 in Pueblo Hospital and 1 at the Chaffee County Jail.
3. On Thursday 02/13/2015 Sheriff Warwick met with the Baca Grande Property Owners Association and the Crestone Town Board to discuss a housing stipend so they could have a Deputy living in area. Sheriff Warwick explained to them that he wanted them to go with a contract for services, instead of a housing stipend. He explained that a contract for services would provide services that the Sheriffs' Department could then be held accountable for providing. A housing stipend would only require that a Deputy live in the area, but would not guarantee added patrol. Both the Baca Grande POA and the Town of Crestone expressed that they would have a Work Session to address the contract services to see if something could be arranged. They asked for an amount per hour so they could determine how many hours they would be able to afford. During this meeting Sheriff Warwick explained that the Crestone/Baca area had the largest number of calls for service at approximately 1/3 of the total calls within the County. He also explained that there was a certain amount of responsibility that belonged to the Town because they are Incorporated and required to provide Law Enforcement, but that the majority of the calls are out of the Baca.
4. Spoke to an electrician regarding the exhaust fan for the jail shower and will provide an estimate when electrician is able to inspect how much labor will be needed to complete the job.
5. The jail/dispatch staff have all been hired and there are no positions to be filled. Sheriff Warwick has hired all the patrol positions but still awaiting the start of one Deputy due to his having previous obligations. Planned start date is April 1<sup>st</sup> 2015 for that Deputy.
6. Also presented an updated Contract for Services with the Town of Saguache and Saguache County Sheriff's Office.

**MOTION BY COMMISSIONER LOVATO TO SIGN THE CONTRACT FOR SERVICES WITH THE TOWN OF SAGUACHE AND SAGUACHE COUNTY SHERIFF'S OFFICE**  
**SECOND BY COMMISSIONER KEN ANDERSON**  
**VOTES IN FAVOR: 3** **VOTES AGAINST: 0**  
**MOTION CARRIED**

7. Fee schedule presented for review and approval. Land Use and Sheriff Fee schedule moved to the March 17<sup>th</sup> agenda for review and adoption.

**MOTION BY COMMISSIONER KEN ANDERSON TO ENTER INTO EXECUTIVE SESSION FOR LEGAL ADVICE UNDER C.R.S. 24-6-402 (4) (b) AT 11:43 AM**  
**SECOND BY COMMISSIONER LOVATO**  
**VOTES IN FAVOR: 3** **VOTES AGAINST: 0**  
**MOTION CARRIED**

**MOTION BY COMMISSIONER KEN ANDERSON TO ADJOURN FROM EXECUTIVE SESSION AND RETURN TO REGULAR SESSION MEETING AT 12:03 PM**  
**SECOND BY COMMISSIONER LOVATO**



**VOTES IN FAVOR: 3**  
**MOTION CARRIED**

**VOTES AGAINST: 0**

**LUNCH**

**XIII. ROAD & BRIDGE SUPERVISOR – RANDAL ARREDONDO**

1. Supervisor Arredondo, LUA/Co-Admin Wendi Maez and Deputy Assessor Kaye Maez have reviewed the Land Exchange Agreement with the USFWS and all agree document is ok to sign. Arredondo has met with the interim BGW&S Director concerning the access easement across the County property and he feels the structures will be ok at their current location, but BGW&S will have to work with the County concerning no future construction on the County Road access easements.

**MOTION BY COMMISSIONER JASON ANDRESON THAT SAGUACHE COUNTY ENTER INTO AN AGREEMENT WITH THE USFWS FOR THE LAND EXCHANGE  
SECOND BY COMMISSIONER LOVATO**

**VOTES IN FAVOR: 3**  
**MOTION CARRIED**

**VOTES AGAINST: 0**

2. Arredondo presented the 2014 HUFT Report to the State for review and signature.

**MOTION BY COMMISSIONER LOVATO TO APPROVE AND SIGN THE 2014 HUTF REPORT  
SECOND BY COMMISSIONER JASON ANDERSON**

**VOTES IN FAVOR: 3**  
**MOTION CARRIED**

**VOTES AGAINST: 0**

3. Michael Horan, a private citizen, is concerned with willow tree removal on County Road 41X, 1 mile south of Saguache Cemetery, Road & Bridge Department removed willow trees about 10 days ago. Arredondo explained that the willow trees were removed due to public safety. Mr. Horan is also very opposed to coyote bounty and asked if the county will be having that program again this year.

**MOTION BY COMMISSIONER KEN ANDERSON TO CONVENE AS SAGUACHE COUNTY BOARD OF SOCIAL SERVICES AT 1:58 P.M.  
SECOND BY COMMISSIONER JASON ANDERSON**

**VOTES IN FAVOR: 3**  
**MOTION CARRIED**

**VOTES AGAINST: 0**

**XIV. DIRECTOR SOCIAL SERVICES- LINDA WARSH**

1. There were 20 TANF cases during the month of January, 726 Food assistance cases, 18 aid-to-the-needy-disabled cases, and 113 old age pension cases.

2. The Child and Adult Protection Unit had 8 referrals during November, 7 of which were accepted for investigation. There are 8 dependency and neglect court cases, and we continue to have 6 children in placement. There are 34 open child protection cases. There was 1 open adult protection cases, and the department continues to monitor and be involved with potential clients in order to develop supportive relationships.
3. The LEAP program issued the third payroll during January, and had 478 approved households for a payroll of \$158,627.64. This is compared to \$119,270.61 in 2014 at this time, so this program is expanding.
4. Child Welfare Unit reports 9 new referrals, all of which were accepted for investigation. 8 D & N cases, 6 children in placement, and 2 Adult Protection referrals. The phone system and Hotline are getting closer to being operational, with all child welfare employees attending training. This unit will also attend more Adult Protection training and RED Team process training at the end of this month.
5. The Child Welfare legislation changes proposed on Child Protection Teams (CPT's) includes conflicts in confidentiality and sharing of information between organizations. We have been working together with these teams for several years in collaborating to get the best and most inclusive services for our clients, but having this verbiage in legislation is subject to a lot of criticism on where notes are kept, etc. Very structured guidelines were given when these teams were first initiated, but may be subject to audit for consistency. Another part of the proposed legislation will include Colorado Results First Child Welfare Program Inventory, which resulted from our worker inventory this last summer. Trails will be expanded to show more information on statistics to show efficiency of the Department. I have gotten ROM (Results Oriented Management) access to also show efficiency of our unit. 😊
6. The Emergency Food Bank served 32 individuals during January. Of those 32 households, there were 16 single households and 16 families, including 42 adults, 25 children and 2 seniors. TEFAP commodities were distributed to 64 households in Saguache, 101 in Center and 47 in Crestone. CSFP senior commodities were distributed to 67 households in Center, and 47 in the Saguache/Moffat/Crestone areas. Supplemental foods to another 114 homes included various desserts, breads and potatoes.
7. The San Luis Valley Neonatal Task Force will be hosting several state dignitaries on the 20<sup>th</sup> including HCPF Executive Director, Deputy Director, Chief Medical Officer and Government Relations Director; Colorado Public Safety Executive Director, an executive committee member of the Dept. of Human Services and Colorado Div. of Insurance Commissioner. Quite the showing of interest for our little, but growing group. Afterwards they will all be attending a meeting with all the SO's to discuss Medicaid services to inmates.
8. Ruth Horn and Marcy Gardunio are getting our needle disposal program set up. The follow-up symposium will be scheduled in May this year and we are working on getting all the counties to submit more statistics for help with grant writing.

**MOTION BY COMMISSIONER KEN ANDERSON TO ADJOURN AS SAGUACHE COUNTY BOARD OF SOCIAL SERVICES AT 2:12 P.M.**

**SECOND BY COMMISSIONER JASON ANDERSON**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**



**MOTION BY COMMISSIONER JASON ANDERSON TO CONVENE AS SAGUACHE COUNTY HOUSING AUTHORITY AT 2:27 P.M.**

**SECOND BY COMMISSIONER LOVATO**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

**XV. HOUSING AUTHORITY – EVAN SAMORA**

**MOTION BY COMMISSIONER LOVATO TO ADJOURN AS SAGUACHE COUNTY HOUSING AUTHORITY AT 2:39 P.M.**

**SECOND BY COMMISSIONER JASON ANDERSON**

**VOTES IN FAVOR: 2**

**VOTES AGAINST: 0**

**MOTION CARRIED**

**BREAK**

**XVI. LEACH AIRPORT – MIKE SPEARMAN**

1. Fuel is being sold now, Wi-Fi is up and running, conference table placed in a conference room, looking for chairs, looking for a brochure with Saguache County, and looking for a courtesy car. Well is for irrigation use, looking for a plan, new pump in largest well. Preparing a Sales Tax Grant for a picnic area with a cover in the grassy area. Working on the lease agreements for each hanger.

**Commissioner Ken Anderson** – would an aviation school be something to look into?

**Spearman** – not yet but soon, ground floor deal

2. Alamosa County Attorney contacted Attorney Gibbons about doing a MOU to coordinate operations for the COAA's.
3. UAS was discussed at the Ag Conference last week.

**XVII. FIRE DEPARTMENT – RON GILBERTSON**

1. Panic alarms will be tested quarterly. Possibly a red line phone in each office for the Courthouse. Commissioner Ken Anderson directed Gilbertson to put a proposal together for the Courthouse and get information to Admin. For a Sales Tax Grant.

**XVIII. NICHOLAS CHAMBERS**

1. Update on investment of fuel from 2008 woodchip gasification. Equipment is built in Santa Fe New Mexico, super charge waste water, have built 6 to date. Refined installation for Orient Land Trust. Would like to not have an engineered designed sewage system.
2. SLV Food Hub, buy local food and distribute to other agencies, looking at using old school in Mosca.
3. Crestone Energy Fair will host World Bio Energy Expo at the Crestone Energy Fair in 2015. Seed Park – take oil to bio diesel into bio diesel, electric, compost, etc. Host manufacture of equipment, Seed Park, old school in Mosca has great infrastructure.

**MOTION BY COMMISSIONER JASON ANDERSON TO CONVENE AS THE SAGUACHE COUNTY BOARD OF HEALTH AT 1:30 PM**

**SECOND BY COMMISSIONER KEN ANDERSON**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

**XIX. PUBLIC HEALTH DIRECTOR – MARCY GARDUNIO**

1. Report concerning the PCP Program, sent BoCC all the information she had. BoCC would like some more information concerning Ravenswood. Providers and clients would be the same. Need information before March 3<sup>rd</sup>, 2015.

BoCC questions:

How can Ravenswood make money when we are losing money?

Fee for service? How are things billed?

Can DSS take over parts of the PCP program?

How much is not being billed right and timely?

**MOTION BY COMMISSIONER KEN ANDERSON TO ADJOURN AS SAGUACHE COUNTY BOARD OF HEALTH AT 2:00P.M.**

**SECOND BY COMMISSIONER JASON ANDERSON**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

**XX. BILL PAYING**

**XXI. ADJOURN**

**MOTION BY COMMISSIONER KEN ANDERSON TO ADJOURN AT 4:24 P. M.**

**SECOND BY COMMISSIONER LOVATO**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

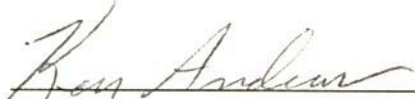
**MOTION CARRIED**

**RESPECTFULLY SUBMITTED,**

**STACI BURKHART, ACTING SECRETARY TO THE BOARD OF COUNTY COMMISSIONERS**

**MINUTES APPROVED MARCH 3, 2015**



  
CHAIRMAN OF THE BOARD

  
ATTEST

  
COMMISSIONER



  
COMMISSIONER